

**Council on Postsecondary Education**  
**April 4, 2007**

**2007 Kentucky General Assembly**  
**Legislative Summary**

**Capital Projects:**

Despite early endorsement by the legislative and executive branches, measures to restore capital projects vetoed in the 2006 session stalled due to a stalemate over a proposed overhaul of the state's retirement system. Projects left in limbo include academic buildings, research facilities, community college buildings, and housing and dining improvements. Also left unaddressed were important state-level funding pools to support capital renewal and maintenance, research, and statewide technology upgrades. One postsecondary capital-related project did make it successfully through the process. During the final hours of the session UK was granted the authority to use its own funds to purchase Good Samaritan Hospital, a medical facility located adjacent to the university. A full listing of the postsecondary capital projects that received consideration during the session is attached.

**Bills Delivered to the Governor:**

*HB 128 (Belcher) – Military benefits for educational expenses*

- Extends age eligibility for tuition waiver for a person who is the child or spouse of a deceased veteran or permanently and totally disabled veteran from 23 to 26.
- Extends allowable time to receive tuition waiver for these students from 36 to 45 months.
- Clarifies that a student serving in active duty status in the U.S. Armed Forces may have his or her eligibility extended for KEES.
- Specifies that a student who has an injury received as a victim of a party to a crime and certified by an attending physician may have KEES eligibility extended.
- Provides that KEES awards may not be reduced based on grade point average if the eligible student demonstrates to the satisfaction of the authority on appeal that enrollment was interrupted during the award period for any reason specified in this section.

*HB 185 (Moberly) – Cardiovascular Disease Initiative*

- Establishes a collaborative initiative among state agencies, the legislature, the administration, business, health care entities, and the postsecondary institutions to address cardiovascular disease.
- Initiatives include research, outreach, education, early identification, and follow-up for persons affected by the disease.

*HB 305 (Gray) – Minimum Wage*

- Increases the state minimum wage from the current \$5.15 an hour to \$7.25 an hour in stages over the next two years.

- The first increase of 70 cents per hour will take effect this summer, followed by an increase to \$6.55 an hour in 2008. By 2009, minimum wage workers in Kentucky will make \$7.25.

*HB 468 (Bell) – Economic Development*

- Establishes incentives for private companies to locate adjacent to a postsecondary education center and employ full- or part-time nontraditional students enrolled at the center.

*HB 490 (Yonts) – Construction Contracting*

- Establishes parameters for litigating disputes rising from construction contracts and establishes specific restrictions for establishing payment provisions in a contract. Applies to all public projects, including postsecondary projects.

*SB 130 (Stivers) – University/Employee Contracting*

- Permits governing boards of a public postsecondary institution to adopt regulations establishing the conditions under which and the procedures whereby an employee may have an interest in a contract between the institution and a business.
- Requires that governing boards forward a copy of the regulations and any subsequent changes to the Legislative Research Commission.

*HCR 287 – Postsecondary Nominating Committee Confirmation*

- Confirms Jeff Mosley to the Postsecondary Nominating Committee.

*SR 241 (Kelly) and HR 224 (Pullin) – STEM resolutions*

- Urges CPE to continue the work of the CPE Science, Technology, Engineering, and Mathematics Task Force in developing strategies to improve Kentucky's performance in the science, technology, engineering, and mathematics disciplines.
- Requests that CPE report to the Interim Joint Committees on Education and Appropriations and Revenue and the Strategic Committee on Postsecondary Education (SCOPE) regarding the progress and recommendations of the STEM Task Force.

**Bills of interest that did not pass:**

- **HB 1** - Reinstates appropriations struck from HB 380 by gubernatorial vetoes following the 2006 legislative session.
- **HB 5** - Encourages energy saving measures in new and existing state facilities. Senate action late in the session added provisions of SB 1 and SB 2 to the bill, and measures to encourage the development of alternative fuel facilities.
- **HB 23** - Requires governmental agencies, including higher education institutions, to purchase goods and services from prison industries, nonprofit agencies, and work centers serving the blind or severely disabled.

- **HB 40** - Increases funding for the equine industry program at UofL. Specifies use of funding for recruitment, scholarships, research, and an annual symposium.
- **HB 158** - Establishes an academic bill of rights for students, faculty, and instructors in public postsecondary education institutions; provides for a grievance procedure.
- **HB 175** - Expands forgery in the second degree to include forgery of an academic degree.
- **HB 208** - Permits public postsecondary education institutions to exempt work study students from criminal checks, except for those work study students who would be working with or have unsupervised contact with persons who are under the age of 18.
- **HB 213** - Requires public postsecondary institutions that collected tuition from an eligible dependent of a deceased veteran to reimburse the student if a request for reimbursement is made within eight years of the date that the last fee was paid.
- **HB 226** - Creates the Public Service Student Law School Loan Assistance Program to defray indebtedness incurred for law school for eligible attorneys.
- **HB 306** - Authorizes the establishment of the Academy of Mathematics and Science at Western Kentucky University.
- **HB 318** - Authorizes collective bargaining for eligible public employees including representation by an employee organization, but excludes the right to strike.
- **HB 327** - Includes the Governor's budget priorities for the session, including restoration of vetoed projects, funding for student financial aid, and state retirement system supplements.
- **HB 332** - Excludes auxiliary enterprises and other non-education and general revenue from the Commonwealth's calculation of the debt capacity for the general government.
- **HB 373** - Requires public postsecondary education institutions to provide undergraduates with credit cards and debt management information. Requires CPE to assist institutions in identifying appropriate materials.
- **HB 418** - Includes the Senate proposal to overhaul retirement system, including changing benefits for future employees and providing \$750 million bond issue to shore up the retirement fund.
- **HB 457** - Exempts educational institutions from paying prevailing wages on construction projects during fiscal years 2007-08, 2008-09, and 2009-10; requires provisions to expire June 30, 2010.
- **HB 461** - Stabilizes employer contribution for Optional Retirement Plan (TIAA-CREF) participants to 5.1 percent a year through 2048.
- **HB 544** - Requires UK to provide a one-time \$2,000 bonus to all staff employees.
- **HCR 19** - Directs the LRC to designate staff to study the cost of elementary, secondary, and postsecondary textbooks and related instructional materials.
- **SB 1** - Establishes the AP Incentive Fund to expand courses in calculus, physics, and chemistry; pays for the cost of all AP exams for public school students; provides a

supplemental KEES award to students who are eligible for free or reduced price lunch; and provide rewards for teachers of students scoring a three or above on the AP exam in calculus, physics, or chemistry.

- **SB 2** - Provides a salary supplement to teachers of chemistry, physics, or mathematics and to teachers of chemistry, physics, or mathematics employed in schools with a high concentration of students eligible for free or reduced lunch.
- **SB 46** - Permits students to use KEES to pay tuition for dual credit courses.
- **SB 152** - Defines "family member" as the employee's spouse, children, and children of the employee's spouse; requires public agencies (including postsecondary institutions) to only allow the employee to select health insurance coverage for the employee and family members of the employee.
- **SJR 24** - Directs KDE and CPE to establish and lead a task force on accelerated learning to develop strategies to expand accelerated learning opportunities for high school students and adults in the workforce.

Staff preparation by Lee Nimocks

**Postsecondary Capital Projects  
2007 Session of the General Assembly**

Revised: April 02, 2007

Institution/Project Name	CPE		Vetoed (HB 380)		HB1/HB327	
	Recommended		State Bond		State Bond	
<b>Infrastructure Repairs/Replacement/Improvements (2 Projects)</b>						
Capital Renewal, Replacement, and Maintenance Pool	\$ 15,000,000		13,927,000		13,927,000	
Information Technology/Instructional Equipment Purchase Pool	25,000,000		10,000,000		10,000,000	
<i>Total - Infrastructure, Repairs, Replacement, &amp; Improvements</i>	<b>\$ 40,000,000</b>		<b>\$ 23,927,000</b>		<b>\$ 23,927,000</b>	
<b>E&amp;G and Postsecondary Education Center Projects (38 Projects)</b>						
WKU Renovate Science Campus, Phase III	7,000,000		9,000,000		9,000,000	
EKU/UK Dairy Research Project (Meadowbrook)	5,300,000		5,300,000		5,300,000	
KSU Expand & Renovate Betty White Nursing Building	-		4,900,000		4,900,000	
WKU Replace Ford College Business - Grise Hall Building	-		5,800,000		5,800,000	
<i>Total - (E&amp;G) General Fund Projects Requested</i>	<b>\$ 12,300,000</b>		<b>\$ 25,000,000</b>		<b>\$ 25,000,000</b>	
<b>Research &amp; Economic Development Projects (7 Projects)</b>						
WKU Construct Materials Characteristics, Phase II	4,500,000		4,500,000		4,500,000	
<i>Subtotal - (R&amp;ED) General Fund Projects Requested</i>	<b>\$ 4,500,000</b>		<b>\$ 4,500,000</b>		<b>\$ 4,500,000</b>	
<b>System Total</b>	<b>\$ 56,800,000</b>		<b>\$ 53,427,000</b>		<b>\$ 53,427,000</b>	
<b>Research Support Funding Program</b>						
CPE Research Support/Lab Renovation & Equipment	18,000,000		6,000,000		6,000,000	
<b>Projects Not Reviewed or Recommended by CPE</b>						
MoSU Business Continuance Datacenter Collaborative with NKU	-		2,500,000		2,500,000	
MuSU New Breathitt Vet Center - Hopkinsville (planning/design)	-		1,000,000		1,000,000	
UK Livestock Disease Diagnostic Center, Phase II	-		13,500,000		13,500,000	
KCTCS Licking Valley Campus, Phase II - Maysville CTC	-		1,000,000		1,000,000	
KCTCS Madisonville Energy/Advanced Technology Center	-		4,000,000		4,000,000	
KCTCS JCTC Carrollton County Campus, Design	-		12,000,000		12,000,000	
KCTCS Maysville Rowan County Campus - Planning & Design	-		1,500,000		1,500,000	
KCTCS Owensboro Advanced Technology Center	-		14,055,000		14,055,000	
<i>Total New Projects- Not reviewed by CPE</i>	<b>\$ -</b>		<b>\$ 48,555,000</b>		<b>\$ 48,555,000</b>	
<i>Total E&amp;G Projects - State Bonds</i>	<b>\$ 74,800,000</b>		<b>\$ 107,982,000</b>		<b>\$ 108,982,000</b>	

Institution/Project Name	CPE	Vetoed (HB 380)		HB1/HB327	
	Recommended	Agency Bond	Agency Bond	Agency Bond	Agency Bond
EKU - New Student Housing	10,520,000	10,520,000		10,520,000	
KSU- Construct Parking Structure	7,000,000	7,000,000		7,000,000	
MoSU - Construct Student Recreation Center	17,000,000	17,000,000		17,000,000	
MoSU - Renovate Student Housing	10,000,000	10,000,000		10,000,000	
MuSU - Replace Franklin Hall	13,077,000	13,077,000		13,077,000	
MuSU - Renovate Curris Center - T-Room	750,000	750,000		750,000	
NKU - Construct Student Housing	23,000,000	23,000,000		23,500,000	
NKU - Expand Norse Commons	1,400,000	1,400,000			
UK - Replace HVAC Keeneland Hall	7,013,000	7,013,000		7,013,000	
UK - Renovate Blazer Hall Cafeteria	3,010,000	3,010,000		3,010,000	
UofL - Construct HSC Research Facility Ph III - additional				15,000,000	
UofL - Construct HSC Parking Phase II	26,113,000	26,113,000		28,500,000	
UofL - Renovate Miller Hall		11,541,000		11,541,000	
WKU - Acquire Property for Parking Lots	4,000,000	4,000,000		4,000,000	
WKU - Expand Preston Center	10,000,000	10,000,000		10,000,000	
WKU - Renovate Van Meter Hall	16,000,000	16,000,000		16,000,000	
WKU - Ivan Wilson Fine Arts Center, Expansion	8,000,000	8,000,000		8,000,000	
<i>Total Agency Bonds</i>	\$ 156,883,000	\$ 168,424,000	\$	\$ 184,911,000	
<b>Total State and Agency Bonds</b>	\$ 231,683,000	\$ 276,406,000	\$	\$ 293,893,000	

Notes:

1 The list includes all postsecondary capital projects from HB1 and HB 327.